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1A13323



December 4, 2008

Antoinette M. Tease, P.L.L.C.

Mail Stop Petition  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

RE: Petition to Revive U.S. Patent Application No. 10/597,346  
\*REFUND OF PETITION FEE REQUESTED\*

Dear Sir/Madam:

This letter is in response to the Decision dated November 14, 2008 in the above-referenced matter. Enclosed is a copy of the docket sheet for this case. A search of the file jacket and docket records indicates that the Notification of Insufficient Fees dated December 4, 2007 was not received. Accordingly, we reiterate our request for a refund of the petition fee. Thank you.

Sincerely,

Antoinette M. Tease

Enclosure (1)



PTO/SB/21 (11-08)

Approved for use through 12/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

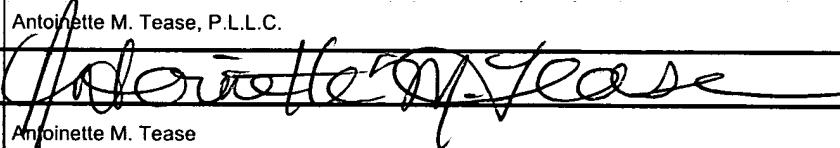
(to be used for all correspondence after initial filing)

|  |   |                        |                        |
|--|---|------------------------|------------------------|
|  |   | Application Number     | 10/597,346             |
|  |   | Filing Date            | July 20, 2006          |
|  |   | First Named Inventor   | Jeffrey P. Reistroffer |
|  |   | Art Unit               |                        |
|  |   | Examiner Name          |                        |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | REI06-0001             |

### ENCLOSURES (Check all that apply)

|   |   |   |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
| <input type="checkbox"/> Fee Attached                                     | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input type="checkbox"/> Amendment/Reply                                  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                        | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
| <input type="checkbox"/> Express Abandonment Request                      | <input type="checkbox"/> Terminal Disclaimer                              | Letter re: Petition to Revive (one page); docket sheet (one page)                       |
| <input type="checkbox"/> Information Disclosure Statement                 | <input type="checkbox"/> Request for Refund                               |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)           | <input type="checkbox"/> CD, Number of CD(s) _____                        |   |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application   | <input type="checkbox"/> Landscape Table on CD                            |   |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |
| Remarks   |   |   |

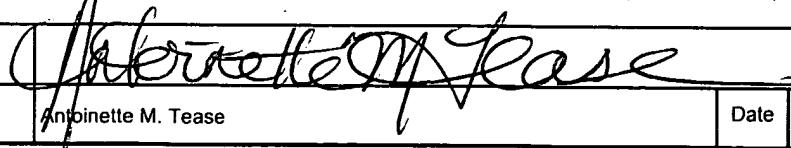
### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |  |          |       |
|--------------|--|----------|-------|
| Firm Name    | Antoinette M. Tease, P.L.L.C.  |          |       |
| Signature    |  |          |       |
| Printed name | Antoinette M. Tease  |          |       |
| Date         | 12/04/2008   | Reg. No. | 53680 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

Antoinette M. Tease

Date 53680

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**JEFFREY P. REISTROFFER**

**DOCKET SHEET**

| Docket No. | Title                              | Issue/Filing Date  |
|------------|------------------------------------|--------------------|
| 18         | Transmittal Form                   | September 8, 2008  |
| 17         | Refund of Petition Fee Requested   | September 8, 2008  |
| 16         | Affidavit of Antoinette M. Tease   | September 8, 2008  |
| 15         | Petition for Revival               | September 8, 2008  |
| 14         | Check No. 0235                     | September 3, 2008  |
| 13         | Notification of Abandonment        | August 28, 2008    |
| 12         | Filing Receipt                     | December 4, 2007   |
| 11         | Transmittal Form                   | September 11, 2006 |
| 10         | Information Disclosure Statement   | September 11, 2006 |
| 9          | Transmittal Form                   | August 21, 2006    |
| 8          | Declaration                        | August 21, 2006    |
| 7          | Power of Attorney                  | July 21, 2006      |
| 6          | Acknowledgement Receipt            | July 20, 2006      |
| 5          | Transmittal Letter (Form PTO-1390) | July 20, 2006      |
| 4          | Application Data Sheet             | July 21, 2006      |
| 3          | Notification of Abandonment        | August 28, 2008    |
| 2          | Notice of Insufficient Fees        | December 4, 2007   |
| 1          | Filing Receipt                     | December 4, 2007   |